

17707 U.S. PTO  
120203

22154 U.S. PTO  
10/726763  
120203

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. A-70132-1/ESW

Anticipated Classification of  
this Application:

Class: 108 Subclass: 051110

Prior Application:

Examiner: Janet Marie Wilkens

Art Unit: 3637

"EXPRESS MAIL" MAILING LABEL

NUMBER EV 182098029 US

DATE OF DEPOSIT December 2, 2003

I HEREBY CERTIFY THAT THIS REQUEST AND THE ATTACHED  
COPY OF THE PRIOR APPLICATION, FORMAL DRAWINGS, AND  
CHECK FOR FILING FEES ARE BEING DEPOSITED WITH THE  
UNITED STATES POSTAL SERVICE AS "EXPRESS MAIL POST  
OFFICE TO ADDRESSEE" UNDER 37 CFR 1.10 ON THE DATE  
INDICATED ABOVE AND IS ADDRESSED TO: MAIL STOP  
PATENT APPLICATION, COMMISSIONER FOR PATENTS, P.O.  
BOX 1450, ALEXANDRIA, VA 22313-1450.

TYPED NAME Edward S. Wright

SIGNED Edward S. Wright

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a request for filing a

     Continuation

  X   Divisional

application under 37 C.F.R. 1.53(b) in the name of Martin Clive-Smith, Warwickshire, England and Christopher John Jones, Warwickshire, England (Names of ALL Applicants), for ADJUSTABLE POST FOR CONTAINER (Title of Invention). This divisional application claims priority to pending application Serial No. 09/743,777, filed on March 16, 2001.

1.   X   Enclosed is a copy of the prior application.
2. (a)      Enclosed is a copy of the executed Declaration as originally filed in the prior application.  
(b)   X   Enclosed is a copy of the executed Combined Declaration and Power of Attorney as originally filed in the prior application.  
(c)      Enclosed is a new Declaration.  
(d)      Enclosed is a new Combined Declaration and Power of Attorney.
3.   X   Applicant claims small entity status. See 37 CFR 1.27.

4.  X  The filing fee is calculated below, based on the Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1)	(Col. 2)	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>	
FOR:	<u>NO. FILED</u>	<u>NO. EXTRA</u>	<u>RATE</u>	<u>FEE</u>	OR	<u>RATE</u>	<u>FEE</u>
BASIC FEE				\$ 385	OR		\$ 770
TOTAL CLAIMS	<u>11</u> -20 =	* <u>0</u>	x 9 =	\$ <u>0</u>	OR	x18 =	\$ <u>      </u>
INDEP CLAIMS	<u>2</u> -3 =	* <u>0</u>	x43 =	\$ <u>0</u>	OR	x86 =	\$ <u>      </u>
[ ] MULTIPLE DEPENDENT CLAIM PRESENTED			+145 =	\$ <u>0</u>	OR	+290 =	\$ <u>      </u>
*If the difference in Col. 1 is less than zero, enter "0" in Col. 2.			TOTAL	\$ <u>385</u>	OR	TOTAL	\$ <u>      </u>

5.  X  Our Check No. 6112 in the amount of \$ 385.00 is enclosed.
6.  X  The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 50-2319 (Order No. A-70132-1/ESW).
7.  X  Cancel in this application original Claims 3 - 6, 10 and 12 -14 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
8.  X  Amend the specification by inserting before the first line the sentence:  
--This is a division of Serial No. 09/743,777, filed March 16, 2001, now U.S. Patent No. 6,655,300.--
9. (a)        Informal drawings are enclosed (       sheet(s)).
- (b)        Formal drawings are enclosed (       sheet(s)).
- 10 (a)        Priority of application Serial No.        filed on        in        is claimed under 35 U.S.C. 119.
- (b)        The certified copy has been filed in prior application Serial No. filed on       .
11.        The prior application is assigned of record to
12.  X  The power of attorney in the prior application is to:  
Harold C. Hohbach, Edward S. Wright, et al.  
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP  
Suite 3400, Four Embarcadero Center  
San Francisco, CA 94111
- (a)  X  The power appears in the original papers in the prior application.
- (b)        Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(c)        A new power has been executed and is enclosed.

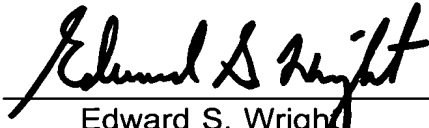
13.   X   Address all future communications to:

Edward S. Wright, Esq.  
Suite 3400, Four Embarcadero Center  
San Francisco, California 94111-4187  
Telephone: (650) 494-8700

14.        A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

15.   X   I hereby verify that the attached papers are a true copy of prior application Serial No. 09/743,777 as originally filed on March 16, 2001.

Date: December 2, 2003

  
\_\_\_\_\_  
Edward S. Wright  
Registration No. 24,903  
Attorney of Record

Address of Signer:  
850 Hansen Way, Suite 200  
Palo Alto, CA 94304-1017